

issue such bonds to mature serially in approximately equal portions every year for not exceeding forty years, and declaring an emergency."

Have carefully compared same, and find it correctly enrolled, and have this day, at 4:35 o'clock p. m., presented same to the Governor for his approval.

McCOY, Chairman.

Committee Room,
Austin, Texas, March 21, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 120, "An Act granting the State Superintendent of Public Instruction authority to extend teachers' certificates, naming the conditions under which they may be extended; and declaring an emergency,"

Have carefully compared same, and find it correctly enrolled, and have this day, at 4:35 o'clock p. m., presented same to the Governor for his approval.

McCOY, Chairman.

TWENTY-FIRST DAY.

(Friday, March 22, 1918.)

The House met at 9:30 o'clock a. m. pursuant to adjournment.

(Speaker Fuller in the chair.)

The roll was called and the following members were present:

Atlee.	Crudgington.
Bagby.	Davis of Dallas.
Bass.	Davis of Grimes.
Beard.	Davis of Harris.
Beasley.	Davis
Beason.	of Van Zandt.
Bedell.	De Bogory.
Bell.	Denton.
Bennette.	Dodd.
Bertram.	Dudley.
Blackburn.	Dunnam.
Blackmon.	Fairchild.
Bland.	Fly.
Bledsoe.	Ford.
Brown.	Greenwood.
Bryan.	Haidusek.
Burton of Rusk.	Hardey.
Burton of Tarrant.	Harris.
Butler.	Henderson.
Canales.	Hill.
Carlock.	Holaday.
Clark.	Holland.
Cope.	Johnson of Blanco.
Cox of Bee.	Johnson of Ellis.
Cox of Ellis.	Jones.

Kempen.	Sentell.
Laas.	Schlesinger.
Lacey.	Schlosshan.
Lackey.	Seawright.
Laney.	Smith of Bastrop.
Lange.	Smith of Hopkins.
Lanier.	Smith of Scurry.
Lindemann.	Spradley.
McComb.	Sneed.
McCord.	Stephens.
McCoy.	Stewart.
McDowra.	Swope.
McFarland.	Taylor.
McMillin.	Templeton.
Mathis.	Terrell.
Meador.	Thomas.
Mendell.	Thomason
Metcalf.	of El Paso.
Miller of Austin.	Thomason
Miller of Dallas.	of Nacogdoches.
Monday.	Thompson
Moore.	of Hunt.
Morris.	Thompson
Murphy.	of Red River.
Murrell.	Tillotson.
Neill.	Tilson.
Nordhaus.	Tinner.
O'Banion.	Traylor.
Osborne.	Upchurch.
Parks.	Vaughan.
Peyton.	Veatch.
Pillow.	Wahrmund.
Poage.	White.
Pope.	Williams
Raiden.	of Brazoria.
Reeves.	Williams
Richards.	of McLennan.
Roemer.	Williford.
Rogers.	Wilson.
Sackett.	Woods.
Sallas.	Yantis.

Absent.

Cates.	Sholars.
O'Brien.	Strayhorn.
Robertson.	Valentine.

Absent—Excused.

Baker.	Lee.
Cadenhead.	Lowe.
Estes.	Spencer.
Hudspeth.	Walker.
King.	

The Speaker announced a quorum present.

Prayer was then offered by Rev. J. C. Mitchell, Chaplain.

LEAVES OF ABSENCE GRANTED.

The following member was granted leave of absence on account of important business:

Mr. Walker, for yesterday, today and

indefinitely, on motion of Mr. Burton of Tarrant.

The following members were excused on account of sickness:

Mr. Hudspeth, for yesterday, today and indefinitely, on motion of Mr. Templeton.

Mr. Lee, for yesterday, today and indefinitely, on motion of Mr. Swope.

On motion of Speaker Fuller, Mr. Butler, Mr. Peyton, Mr. Thomas, Mr. Miller of Austin and Mr. Schlosshan were excused for today, on account of important committee work.

BILLS ORDERED NOT PRINTED.

On motion of Mr. Carlock, it was ordered that Senate bills Nos. 48 and 49 be not printed.

On motion of Mr. De Bogory, it was ordered that Senate bill No. 29 be not printed.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, March 22, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 74, A bill to be entitled "An Act to prevent and punish prostitution and other unlawful sexual intercourse and the spread of venereal diseases within the State of Texas, by amending Articles 496 and 504, Chapter 4, Title 10, of the Penal Code of the State of Texas of 1911, and by adding after Article 504 certain articles to be numbered and known as Articles 504a and 504b and to read as herein set out, and by amending Articles 4689 and 4690 of Title 69 of the Revised Civil Statutes of Texas of 1911, and by adding after said Article 4690 certain articles to be numbered and known as Articles 4690a, 4690b, 4690c and 4690d."

H. B. No. 104, A bill to be entitled "An Act to amend Article 3003 of Chapter 7, Title 49 of the Revised Civil Statutes of Texas of 1911 relating to officers of election assisting a voter in preparing a ballot; and also amending Article 258, Chapter 2, Title 6, of the Revised Penal Code of Texas, 1911, so as to provide a penalty for the violation of said articles of the Revised Civil Statutes

as the same is hereby amended," with amendments.

Respectfully,
J. B. BENNETT,
Assistant Secretary of the Senate.

RELATING TO PURCHASE OF PORTRAIT OF PRESIDENT WILSON.

Mr. Poage offered the following resolution:

Whereas, The resolution passed by the House on yesterday, providing for the purchase of a picture of President Woodrow Wilson, and providing that \$200 or so much thereof as may be necessary, to pay for same, was inadvertently stated "out of general fund," when it should have said "contingent expense fund"; therefore, be it

Resolved, That the purchase price of said picture, not to exceed \$200, be paid out of the contingent expense fund of the House.

Signed—Poage, Pope, Bennette.

The resolution was read second time, and was adopted.

TENDERING USE OF HALL TO COTTON GROWERS.

Mr. Tillotson offered the following resolution:

Whereas, The Commissioner of Agriculture, upon the suggestion of the Governor, has called a conference in Austin for the evening of Friday, March 22, of all cotton growers in the non-cotton zone proclaimed by the Governor to prevent the spread of the pink boll worm, and of cotton growers of the State; therefore, be it

Resolved, That the use of the Hall of the House be tendered for this meeting at 8 o'clock Friday, March 22, in the event the House shall not be in session on that evening.

Signed—Tillotson, Neill.

The resolution was read second time and was adopted.

(Mr. Pope in the chair.)

INDORSING WORK OF HON. O. ELLIS.

Mr. Richards offered the following resolution:

Whereas, The Hon. O. Ellis of Lockhart, Caldwell county, Texas, field marshal for the State Council of Defense of Texas, since the declaration of war by the United States against Germany, has devoted his time, energy and

ability in arousing the people of Texas to a realization of the great task confronting them in the present world-wide conflict between autocracy and democracy, and the imperative necessity of all the people standing solidly by the government of the United States and its allies in their effort to win the war; and

Whereas, The Hon. O. Ellis, in his patriotic addresses throughout the State and before the House of Representatives of Texas, has done much to arouse and awaken the people to a realization of their duty in the present conflict; therefore, be it

Resolved, That the House of Representatives of the Texas Legislature indorse the unselfish and patriotic work of the Hon. O. Ellis, and commend him for his loyal sacrifice for his county; be it further

Resolved, That a copy of this resolution be furnished Mr. Ellis.

Signed—Richards, Fairchild, Blackburn, Pillow, Pope, Brown, Monday, Moore, Bagby, Johnson of Blanco, Thomason of Nacogdoches, Cope, Thompson of Red River, Stewart, Schlosshan, Woods, McDowra, Nordhaus, Fuller, Mendell.

The resolution was read second time, and was adopted.

HOUSE BILL NO. 50 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 50, A bill to be entitled "An Act to amend Sections 12 and 16 of Chapter 190 of the Acts of the Regular Session of the Thirty-fifth Legislature, creating a 'State Highway Department,' and which sections relate to the allotment of the highway funds in aid of road construction; and to annual fees for registration of motor vehicles and motorcycles."

The bill was read third time.

Mr. Tillotson offered the following amendment to the bill:

Amend House bill No. 50 by substituting the following for the (committee) amendment:

Sec. 2. That Section 16 of Chapter 190 of the Acts of the Thirty-fifth Legislature, Regular Session, relating to the creation of a State Highway Department, be amended to read as follows:

Sec. 16. Registration Fees.—In order to provide funds to effectuate the provisions of this act, on and after the first day of July, 1917, and annually thereafter on and after the first day of Jan-

uary, every owner of one or more motorcycles or motor vehicles in this State shall file in the office of the State Highway Department, on a blank provided by the Department, application for registration for each motorcycle or motor vehicle owned or controlled by him. Such application for registration shall state the name of the owner and his address and such brief description of such motorcycle or motor vehicle to be registered by him as may be prescribed by the State Highway Department.

Each application shall be accompanied by the requisite fee for the number of unexpired quarters of the calendar year as provided for in this act, which registration fee shall be for each motorcycle three (\$3) dollars, and for each motor vehicle, other than motor vehicles intended for commercial uses, and carrying or intended to carry a total gross load of more than one thousand (1000) pounds per wheel, the registration fee shall be thirty-five cents per horsepower as determined by the standard gauging power employed by the Association of Licensed Automobile Manufacturers, but no such motor vehicle shall be registered for a less sum than seven (\$7.50) dollars and fifty cents. The term "motorcycle" shall include only those motor vehicles with or without pedals and saddles and with the driver sitting astride. The term "motor vehicle" shall include all vehicles propelled by mechanical power. For each commercial vehicle, the annual license fee shall be based upon the carrying capacity per wheel, as follows:

Weight in pounds per wheel. Fee.

1001 to 2,000.....	\$ 20
2001 to 4,000.....	40
4001 to 6,000.....	60
6001 to 8,000.....	150
8001 to 10,000.....	300

For loads greater than 10,000 pounds per wheel, license fees shall be charged for each vehicle at the additional rate of five hundred (\$500) dollars for each one thousand (1000) pounds increase in weight, or fraction thereof; provided, however, that no load greater than eight hundred (800) pounds per inch width of tire per wheel shall in any case be permitted; and provided further that no vehicle of a total gross weight of more than fourteen tons shall be licensed by the Highway Commission.

The State Highway Department shall formulate rules for the determination of weights governing license fees established herein for commercial vehicles; these

rules and the rates fixed by this section for commercial vehicles may be changed by the State Highway Department; provided that applications for license of commercial vehicles under the provisions of this section shall state whether for operation in one or more counties, naming them, and if more than one, the Department shall distribute one-half the license fee from such vehicle among the counties in which such vehicle is operated, on a mileage basis. A commercial vehicle, within the terms of this act, shall be one carrying passengers or freight for hire. Such motor vehicles as run upon rails or tracks shall not be subject to the provisions of this act.

Sec. 3. That Section 19 of Chapter 190 of the Acts of the Thirty-fifth Legislature, relating to the creation of a State Highway Department, be amended to read as follows:

Sec. 19. On and after January 1, 1918, registration for motorcycles and motor vehicles under this act shall begin with the first day of January of each year and end with the 31st day of December; and all applications for registration of motorcycles or motor vehicles filed on and after January 1, and before March 31 of any year shall be required to pay the annual fee; all applications filed on or after April 1 and before June 30 of any year shall be required to pay three-fourths the annual fee; all applications filed on or after July 1 and before September 30 of any year shall be required to pay one-half the annual fee; and all applications for registration filed on or after October 1 and before December 31 of any year shall be required to pay one-fourth the annual fee.

Signed—Tillotson, Raiden, Carlock, Dudley, Nordhaus, Parks.

The amendment was adopted.

Mr. Tillotson offered the following amendment to the bill:

Amend the caption by substituting the following new caption:

"H. B. No. 50, A bill to be entitled "An Act to amend Sections 12, 16 and 19 of Chapter 190, Acts of the Regular Session of the Thirty-fifth Legislature, creating a State Highway Department, and which sections relate to the allotment of highway funds in road construction, and to the method of collecting registration fees on motor vehicles and motorcycles; and which amendments provide for authority to increase the allotment of funds to aid in the construction of highways in the different counties; and providing that registrations of motorcycles and motor vehicles may be

for quarterly periods, and declaring an emergency."

The amendment was adopted.

Mr. Woods offered the following amendment to the bill:

Amend House bill No. 50 by striking out the words "thirty-five," line 31, page 2, and the words and figures on line 35, "seven dollars and fifty cents (\$7.50)," and substitute the following, respectively, "twenty-five" and "five dollars (\$5)."

Mr. O'Banion offered the following substitute for the amendment:

Amend the bill, page 2, Section 16, line 31, by striking out the words "thirty-five" and substitute therefor the word "thirty," and line 35, by striking out the words and figures "seven dollars and fifty cents (\$7.50)," and substitute therefor the following: "six dollars and sixty cents (\$6.60)."

The substitute was lost.

Question then recurring on the amendment, it was lost.

The Clerk was directed to call the roll, and House bill No. 50 was passed by the following vote:

Yeas—108.

Atlee.	Haidusek.
Baker.	Hardey.
Bass.	Henderson.
Beard.	Hill.
Beasley.	Holland.
Beason.	Holaday.
Bell.	Johnson of Ellis.
Bertram.	Jones.
Blackburn.	Kempen.
Blackmon.	Laas.
Bland.	Lacey.
Bryan.	Lackey.
Burton of Rusk.	Laney.
Burton of Tarrant.	Lange.
Butler.	Lanier.
Canales.	Lindemann.
Carlock.	McComb.
Clark.	McCord.
Cope.	McCoy.
Cox of Bee.	McDowra.
Cox of Ellis.	McFarland.
Crudgington.	McMillin.
Davis of Dallas.	Mathis.
Davis of Grimes.	Meador.
Davis of Harris.	Mendell.
Davis	Miller of Austin.
of Van Zandt.	Miller of Dallas.
De Bogory.	Monday.
Denton.	Moore.
Dodd.	Morris.
Dudley.	Murphy.
Dunnam.	Murrell.
Fairchild.	Neill.
Fly.	O'Banion.
Ford.	Osborne.
Greenwood.	Parks.

Pillow.	Taylor.
Poage.	Templeton.
Pope.	Thomas.
Raiden.	Thomason
Reeves.	of El Paso.
Richards.	Thompson
Roemer.	of Hunt.
Rogers.	Thompson
Sackett.	of Red River.
Sentell.	Tillotson.
Schlesinger.	Tilson.
Schlosshan.	Traylor.
Seawright.	Upchurch.
Smith of Bastrop.	Vaughan.
Smith of Hopkins.	Wahrmund.
Smith of Scurry.	White.
Spradley.	Williams
Sneed.	of McLennan.
Stephens.	Williford.
Stewart.	Wilson.
Swope.	Yantis.

Nays—7.

Bagby.	Sallas.
Brown.	Tinner.
Metcalfe.	Woods.

Absent.

Bedell.	Sholars.
Bennette.	Strayhorn.
Bledsoe.	Terrell.
Cates.	Thomason
Harris.	of Nacogdoches.
Johnson of Blanco.	Valentine.
Nordhaus.	Veatch.
O'Brien.	Williams
Peyton.	of Brazoria.
Robertson.	

Absent—Excused.

Cadenhead.	Lee.
Estes.	Lowe.
Hudspeth.	Spencer.
King.	Walker.

Mr. Carlock moved to reconsider the vote by which the bill was passed and to table the motion to reconsider.

The motion to table prevailed.

HOUSE BILL NO. 94 WITH SENATE AMENDMENTS.

Mr. Parks called up for consideration at this time, with Senate amendments, H. B. No. 94, A bill to be entitled "An Act for the protection of the health, safety and comfort of the employes in factories, mills, workshops, mercantile establishments, laundries or other establishments where women are employed, providing for proper temperature and ventilation for the protection of the health of the employes, requiring the removal of gas, affluvia or odors from

places where employes are required to work and means to allay dust injurious to the health of persons employed, prohibiting decomposed or putrescent matter or refuse of any kind to be allowed to remain in or around such place of employment, providing for cleaning, sweeping and dusting outside of working hours, requiring doors used by employes as entrances or exits to open outward, prescribing the number of water closets, earth closets or privies to be supplied and requiring separate closets for males and females, requiring such closets to be kept clean and effectively disinfected and ventilated, authorizing the Commissioner of Labor Statistics or any of his deputies or inspectors to enter any factory, mill, workshop, mercantile establishment, laundry or other establishment for making inspection and enforcing the provisions of the act, authorizing the said Commissioner, his deputies or inspectors to issue an order for the correction of unsanitary or immoral conditions or neglect to remove fumes and gases injurious to employes where females are employed; in case of failure or refusal on the part of the owner, superintendent, manager or other person in control or management of such establishment, giving the Commissioner of Labor Statistics, his deputies or inspectors power to close such establishment or any part of it until such time as said orders are complied with, providing how such powers may be exercised and providing a method for testing the validity, etc., of such orders, fixing penalties for violation of provisions of the act, and declaring an emergency."

The Speaker laid the bill before the House and the Senate amendments were read.

On motion of Mr. Parks, the House concurred in the Senate amendments.

MESSAGES FROM THE GOVERNOR.

Mr. John D. McCall, secretary to the Governor, appeared at the bar of the House and, being duly announced, presented the following messages from the Governor, which were read to the House:

Governor's Office,
Austin, Texas, March 22, 1918.

To the Thirty-fifth Legislature in
Fourth Called Session.

Gentlemen: I submit for your consideration the following subject: "An Act to establish and create at Port Arthur, Jefferson county, Texas, a city of over five thousand inhabitants, a

court to be known as the 'Municipal Court of Port Arthur,' and to prescribe its organization, jurisdiction and procedure, and to confirm the jurisdiction and procedure of other courts thereto."

Respectfully submitted,

W. P. HOBBY,
Governor of Texas.

Governor's Office.

Austin, Texas, March 22, 1918.

To the Thirty-fifth Legislature in Fourth Called Session.

Gentlemen: At the request of Dr. Beverly Young, superintendent of the Southwestern Insane Asylum, I submit for your consideration the subject of providing an increased appropriation for the Southwestern Insane Asylum.

In this connection I transmit a copy of an application for deficiency appropriation made by the superintendent of the institution.

Respectfully submitted,

W. P. HOBBY,
Governor of Texas.

(Copy.)

March 16, 1918.

To His Excellency, W. P. Hobby, Governor of Texas, Austin, Texas.

Dear Sir: By July first, 1918, the appropriation made for the Southwestern Insane Asylum, by the First Called Session of the Thirty-fifth Legislature, for the fiscal year ending August 31, 1918, of \$210,000, for support and maintenance, will have exhausted.

In explanation and to justify your grant of a deficiency in this item of the appropriation made by the First Called Session of the Thirty-fifth Legislature, because of the unusual high cost of every commodity used by this institution, for instance, the three items of fuel, oil, flour and beef, is costing us \$38,070 more than they did during the fiscal year ending August 31, 1917, and every other article bought has increased in the same proportion, it will require \$25,000 to buy the necessary supplies for this institution to August 31, 1918.

Therefore, for the reasons above stated, I know that the deficiency in this appropriation at the time indicated will be \$25,000, hence, I estimate the sum of \$25,000 as the amount necessary to tide me over in said appropriation until the next appropriation becomes available, and respectfully request your approval thereof.

(Signed) BEVERLY YOUNG,
Superintendent.

Subscribed and sworn to before me, this 18th day of March, A. D. 1918.

(Signed) B. L. GOODE,
Notary Public, Bexar County, Texas.

MESSAGE FROM THE SENATE.

Senate Chamber,

Austin, Texas, March 22, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: I am instructed by the Senate to inform the House that the Senate concurs in House amendments to Senate bill No. 72 by vote of 21 yeas and no nays.

The Senate has passed

H. B. No. 156, A bill to be entitled "An Act to amend Chapter 1, Section 119, Revised Statutes of Texas, 1911, by adding thereto Articles 6901a, 6901b, 6901c, 6901d and 6901e; fixing the compensation of county commissioners in counties having a population of 30,000 and over; providing a method of determining the population; providing that if any part of this act be declared void the same shall not affect the remaining portions; validating the acts of any commissioners court in heretofore paying the amount of salary provided by any road law, and declaring an emergency."

Respectfully,

J. B. BENNETT,
Assistant Secretary of the Senate.

HOUSE BILL NO. 104 WITH SENATE AMENDMENTS.

Mr. Thomason of El Paso called up for consideration, at this time, with Senate amendments,

H. B. No. 104, A bill to be entitled "An Act to amend Article 3003 of Chapter 7, Title 49, of the Revised Civil Statutes of Texas of 1911, relating to officers of election assisting a voter in preparing a ballot; and also amending Article 258, Chapter 2, Title 6, of the Revised Penal Code of Texas of 1911, so as to provide a penalty for the violation of said article of the Revised Civil Statutes as the same is hereby amended."

The Speaker laid the bill before the House and the Senate amendments were read.

Mr. Thomason of El Paso moved that the House concur in Senate amendments.

Mr. Bagby called for a division of the question.

The House then concurred in Senate amendments Nos. 1 and 2.

Mr. Metcalfe moved the previous ques-

tion on the remaining Senate amendments and the motion was duly seconded.

Question—Shall the main question be now ordered?

Yeas and nays were demanded, and the House ordered the main question by the following vote:

Yeas—64.

Mr. Speaker.	O'Banion.
Atlee.	Osborne.
Beard.	Pillow.
Beasley.	Raiden.
Bell.	Reeves.
Blackmon.	Richards.
Burton of Rusk.	Roemer.
Carlock.	Rogers.
Cope.	Sackett.
Cox of Bee.	Sentell.
Crudgington.	Schlesinger.
Davis of Dallas.	Seawright.
Davis of Grimes.	Smith of Bastrop.
Davis of Harris.	Smith of Hopkins.
Davis	Smith of Scurry.
of Van Zandt.	Sneed.
De Bogory.	Stephens.
Dudley.	Stewart.
Hardey.	Swope.
Henderson.	Terrell.
Holaday.	Thomas.
Johnson of Ellis.	Thomason
Lacey.	of El Paso.
Laney.	Thompson
Lindemann.	of Hunt.
McComb.	Tilson.
McCord.	Traylor.
McCoy.	Upchurch.
Meador.	Vaughan.
Mendell.	Williams
Metcalfe.	of Brazoria.
Murphy.	Williford.
Murrell.	Wilson.
Neill.	Yantis.

Nays—58.

Bagby.	Haidusek.
Beason.	Harris.
Bennette.	Hill.
Bertram.	Holland.
Blackburn.	Johnson of Blanco.
Bland.	Jones.
Brown.	Kempen.
Bryan.	Laas.
Burton of Tarrant.	Lackey.
Butler.	Lange.
Canales.	Lanier.
Clark.	McDowra.
Cox of Ellis.	McFarland.
Denton.	McMillin.
Dodd.	Mathis.
Dunnam.	Miller of Austin.
Fairchild.	Miller of Dallas.
Fly.	Monday.
Ford.	Moore.
Greenwood.	Morris.

Nordhaus.	Thompson
Parks.	of Red River.
Poage.	Tillotson.
Pope.	Tinner.
Sallas.	Veatch.
Schlosshan.	Wahrmund.
Spradley.	White.
Taylor.	Williams
Templeton.	of McLennan.
Thomason	Woods.
of Nacogdoches.	

Absent.

Bass.	Peyton.
Bedell.	Robertson.
Bledsoe.	Sholars.
Cates.	Strayhorn.
O'Brien.	Valentine.

Absent—Excused.

Baker.	Lee.
Cadenhead.	Lowe.
Estes.	Spencer.
Hudspeth.	Walker.
King.	

Question first recurring on Senate amendment No. 3, yeas and nays were demanded.

The House refused to concur in Senate amendment No. 3 by the following vote:

Yeas—44.

Beasley.	Raiden.
Blackmon.	Reeves.
Bryan.	Richards.
Butler.	Sackett.
Clark.	Sentell.
Cope.	Schlesinger.
Cox of Bee.	Smith of Bastrop.
Davis of Dallas.	Sneed.
Davis of Grimes.	Stephens.
Davis of Harris.	Stewart.
Davis	Thomas.
of Van Zandt.	Thomason
De Bogory.	of El Paso.
Dudley.	Thompson
Henderson.	of Hunt.
Holaday.	Tilson.
Lacey.	Traylor.
McComb.	Upchurch.
McCord.	Vaughan.
McCoy.	Williams
McMillin.	of Brazoria.
Meador.	Williford.
Metcalfe.	Wilson.
Murrell.	Woods.
O'Banion.	

Nays—70.

Atlee.	Bell.
Bagby.	Bertram.
Bass.	Blackburn.
Beason.	Bland.

Brown.	Moore.
Burton of Rusk.	Morris.
Burton of Tarrant.	Murphy.
Canales.	Neill.
Cox of Ellis.	Nordhaus.
Crudgington.	Osborne.
Denton.	Parks.
Dodd.	Poage.
Dunnam.	Pope.
Fly.	Roemer.
Ford.	Rogers.
Greenwood.	Sallas.
Haidusek.	Schlosshan.
Hardey.	Seawright.
Harris.	Smith of Hopkins.
Hill.	Smith of Scurry.
Holland.	Spradley.
Johnson of Blanco.	Swope.
Jones.	Taylor.
Kempen.	Templeton.
Laas.	Thomason
Lackey.	of Nacogdoches.
Laney.	Thompson
Lange.	of Red River.
Lanier.	Tillotson.
Lindemann.	Tinner.
McDowra.	Veatch.
McFarland.	Wahrmund.
Mathis.	White.
Mendell.	Williams
Miller of Austin.	of McLennan.
Miller of Dallas.	Yantis.
Monday.	

Present—Not Voting.

Carlock.

Absent.

Beard.	Peyton.
Bedell.	Pillow.
Bennette.	Robertson.
Bledsoe.	Sholars.
Cates.	Strayhorn.
Fairchild.	Terrell.
Johnson of Ellis.	Valentine.
O'Brien.	

Absent—Excused.

Baker.	Lee.
Cadenhead.	Lowe.
Estes.	Spencer.
Hudspeth.	Walker.
King.	

(Speaker in the chair.)

Mr. Bagby moved a call of the House for the purpose of maintaining a quorum pending consideration of Senate amendments to House bill No. 104, and the call was duly seconded.

The Speaker then directed the Doorkeeper to close the main entrance to the Hall, and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall

without a written permission from the Speaker.

Mr. McCoy moved to reconsider the vote by which the House refused to concur in Senate amendment No. 3, and asked to have the motion to reconsider spread on the Journal.

Mr. Miller of Dallas called up the motion to reconsider, and moved to lay it on the table.

The motion to table prevailed.

The House then concurred in Senate amendment No. 4.

Mr. Thomason of El Paso then moved that a free conference committee be requested to adjust the differences between the two houses on House bill No. 104.

The motion prevailed.

In accordance with the above action, the Speaker announced the appointment of the following free conference committee on the part of the House:

Messrs. Dudley, Canales, Bagby, Thomason of El Paso and Bryan.

SPECIAL ORDER SET.

Mr. Mendell moved that House bill No. 99, making additional appropriations for support of the State government, be set as a special order for 3 o'clock p. m., today.

The motion prevailed.

NOTICE GIVEN.

Mr. Mathis gave notice, that he would on tomorrow call up for consideration the resolution offered by himself on yesterday, providing for sine die adjournment, which resolution was on yesterday laid on the table subject to call.

RECESS.

On motion of Mr. Denton, the House at 12 o'clock m., took recess to 2 o'clock p. m. today.

AFTERNOON SESSION.

The House met at 2 o'clock p. m. and was called to order by the Speaker.

HOUSE BILL NO. 61 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 61, A bill to be entitled "An Act to amend Article 1028, Revised Civil Statutes of 1911, dealing with the fixing of rates for public utility corporations; providing the length of

time such rates shall be effective and providing that such rates shall be reasonable ones, and declaring an emergency."

The bill was read third time.

Mr. McCoy moved to postpone further consideration of the bill until 10 o'clock a. m. next Monday and the motion was lost.

House bill No. 61 was then passed.

HOUSE BILL NO. 82 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 82, A bill to be entitled "An Act to amend Article 5376, Revised Civil Statutes of 1911, and to repeal Article 5379 of the same statute relating to the delivery of patents, and declaring an emergency."

The bill was read third time and was passed.

HOUSE BILL NO. 90 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 90, A bill to be entitled "An Act regulating the purchase of junk by persons engaged as junk dealers or in the junk business; providing for uniform affidavits of junk sellers, and for same to be kept in well bound book, subject to inspection of the public; providing punishment for the violation of same; defining the terms 'junk dealer' and 'junk business', and repealing all laws in conflict with the provisions of this act, and declaring an emergency."

The bill was read third time and was passed.

HOUSE BILL NO. 93 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 93, A bill to be entitled "An Act abolishing the office of Commissioner of Pensions, conferring all powers heretofore exercised by the Commissioner of Pensions under any existing laws of this State, upon the Comptroller of Public Accounts and annulling and repealing all appropriations for the Pension Department for the year 1918 and 1919, save and except the salary of the chief clerk of said department, in the sum of \$1500 per annum, which said appropriation shall be available for the use of the Comptroller of Public Accounts in the administration of the pen-

sion laws of this State, repealing all laws in conflict therewith, and declaring an emergency."

The bill was read third time and was passed.

Mr. Sackett moved to reconsider the vote by which the bill was passed and to table the motion to reconsider.

The motion to table prevailed.

HOUSE BILL NO. 109 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 109, A bill to be entitled "An Act providing for reports of receipts and disbursements by candidates and their campaign committees in primary elections; limiting their expenses and specifying purposes for which such disbursements may be made; defining violations of this act, and providing penalties therefor; repealing all laws in conflict herewith, and declaring an emergency."

The bill was read third time and was passed.

HOUSE BILL NO. 111 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 111, A bill to be entitled "An Act to amend Article 3096 of the Revised Civil Statutes of Texas, adopted in 1911, so as to read as follows: Article 3096. Ballot, primary, no symbol, etc., on except, etc.; ballot without test not counted, etc."

The bill was read third time.

Mr. Haidusek offered the following amendment to the bill:

Amend House bill No. 111 by striking out all after the enacting clause and insert in lieu thereof the following:

"Section 1. That Article 3096 of the Revised Civil Statutes of 1911 be amended so as to hereafter read as follows:

"Article 3096. Ballot, primary, no symbol, etc., on except, etc., ballot without test, not counted, etc. No official ballot for primary elections shall have on it any symbol or device or any printed matter except the primary tests to be uniform throughout the State, which shall read as follows:

"I am a (inserting name of the political party or organization of which the voter is a member) and pledge myself to support the nominees of this primary and to support the national ticket of this party in the general election," and any ballot which shall not contain such tests printed

above the names of the candidates thereon shall be void and shall not be counted. Such ballot shall also contain the names and residences of the candidates."

"Sec. 2. The near approach of the close of this called session of the Thirty-fifth Legislature, and the importance of this legislation, creates an emergency and an imperative public necessity demanding the suspension of the constitutional rule requiring bills to be read on three several days, and said rule is hereby suspended, and this act take effect and be in force from and after its passage, and it is so enacted."

Strike out all above the enacting clause and insert the following:

"An Act to amend Article 3096 of the Revised Civil Statutes of Texas of 1911 so as to pledge the voter to support the national ticket, and declaring an emergency."

The amendment was adopted.

House bill No. 111 was then passed.

HOUSE BILL NO. 123 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 123, A bill to be entitled "An Act to provide for the sale and transfer to the United State of all property owned by the State of Texas situate on the Gulf coast of Texas and on the Mexican border of Texas along the Rio Grande river and used in the State quarantine service, providing for a commission to negotiate the sale of said property to the proper authorities of the United States, providing that the expenses of said Commission shall be paid out of the expense funds of their respective departments, authorizing the Governor to execute the deeds and convey the property to the United States, providing that the positions and employment of officers and employes in charge of and using such property so conveyed shall terminate, providing for the payment into the State Treasury to the general revenue of all money realized from the sale of such properties and filing of statements in the office of the Comptroller of Public Accounts, and declaring an emergency."

The bill was read third time and was passed.

HOUSE BILL NO. 128 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 128, A bill to be entitled "An Act requiring teachers in the public

free schools to conduct school work in the English language exclusively, preventing the adoption of texts for elementary grades not printed in English, defining the grades in which a foreign language may be taught, and fixing penalties for the violation of this act."

The bill was read third time and was passed.

HOUSE BILL NO. 138 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 138, A bill to be entitled "An Act providing that those engaged in any business within this State, upon which the laws require the payment of a tax on gross receipts, must obtain a permit to transact such business from the Secretary of State; providing for the issuance of such permit by the Secretary of State what the same shall contain, and that the same shall be posted in the office of the person or concern to whom issued; providing for an application to be made for such permits, and what such application shall show; the length of time such permits are to run and when those now engaged in business must obtain permits; providing for the suspension of such permits by the Secretary of State on a certificate from the Comptroller showing the holder has failed to pay his gross receipts taxes; stating the conditions, manner and method of suspending such permits and the publication of notices with reference thereto; providing penalties for the transaction of business regulated in this act without having obtained a permit, or transacting business after such permit has been suspended and the method of collecting such penalties; authorizing suit by the Attorney General to collect such penalties, and defining the jurisdiction and venue of such suits; creating offenses for violations of this act and fixing the punishment therefor; prescribing certain duties and conferring certain authority of the Comptroller, Secretary of State and the Attorney General with reference to administering and enforcing this act; making this act cumulative of all other laws on the subject, and declaring an emergency."

The bill was read third time and was passed.

HOUSE BILL NO. 142 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 142, A bill to be entitled "An Act giving to the owner of any real estate or interest therein sold under execution, order of sale, deed of trust, mortgage or other contract lien the right to redeem the same at any time in one year from the date of sale, by paying to the purchaser the amount of the purchase money paid, together with interest thereon; provided, that property redeemed under the act shall not again be subject to levy or sale for the debt for which it was sold; providing that from the period of redemption allowed by this act shall be deducted a period equal to any extension of the debt; providing that the right of redemption shall not be waived; providing that the act shall have no application when the real estate is sold after the final maturity of the debt, or when the debt represents purchase money and less than one-half of the principal of the debt has been paid, or when the debt bears interest at the rate of six per cent or less; providing that the right of redemption shall for all purposes be treated and recorded as real estate, and declaring an emergency."

The bill was read third time, and was passed.

HOUSE BILL NO. 161 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 161, A bill to be entitled "An Act to amend Chapter 32, Article 6196 of the General Laws, passed at the First Called Session of the Thirty-fifth Legislature, 1917, page 49, regulating the management and control of the penitentiary system and regulating the fixing of salaries of penitentiary guards, and declaring an emergency."

The bill was read third time and was passed.

SENATE BILL NO. 84 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 84, A bill to be entitled "An Act to establish and fix the salary of the Superintendent of Public Buildings and Grounds of the State of Texas, providing for an appropriation to pay said salary, and creating an emergency."

The bill was read third time.

Yeas and nays were demanded, and Senate bill No. 84 was passed by the following vote:

Yeas—67.

Atlee.	McFarland.
Bagby.	McMillin.
Bass.	Mathis.
Bell.	Mendell.
Bennette.	Metcalfe.
Blackmon.	Miller of Dallas.
Bledsoe.	Moore.
Burton of Tarrant.	Murphy.
Canales.	Nordhaus.
Cope.	O'Banion.
Cox of Bee.	Osborne.
Crudgington.	Parks.
Davis of Grimes.	Pillow.
De Bogory.	Pope.
Denton.	Richards.
Dudley.	Roemer.
Dunnam.	Rogers.
Fairchild.	Sackett.
Fly.	Sentell.
Ford.	Smith of Bastrop.
Haidusek.	Smith of Scurry.
Hardey.	Spradley.
Hill.	Sneed.
Holaday.	Stephens.
Holland.	Stewart.
Johnson of Blanco.	Taylor.
Johnson of Ellis.	Thomason
Lacey.	of El Paso.
Lackey.	Thomason
Laney.	of Nacogdoches.
Lange.	Tillotson.
Lanier.	White.
Lindemann.	Williams
McComb.	of Brazoria.
McCoy.	Wilson.

Nays—30.

Beard.	Meador.
Beasley.	Murrell.
Bertram.	Neill.
Bryan.	Raiden.
Burton of Rusk.	Reeves.
Clark.	Seawright.
Davis of Dallas.	Smith of Hopkins.
Davis of Harris.	Terrell.
Davis	Tilson.
of Van Zandt.	Traylor.
Dodd.	Vaughan.
Harris.	Veatch.
Henderson.	Williford.
Laas.	Woods.
McCord.	Yantis.
McDowra.	

Absent.

Beason.	Jones.
Bedell.	Kempen.
Blackburn.	Monday.
Bland.	Morris.
Brown.	O'Brien.
Carlock.	Poage.
Cates.	Robertson.
Cox of Ellis.	Sallas.
Greenwood.	Schlesinger.

Sholars.	Tinner.
Strayhorn.	Upchurch.
Swope.	Valentine.
Templeton.	Wahrmund.
Thompson	Williams
of Hunt.	of McLennan.
Thompson	
of Red River.	

Absent—Excused.

Baker.	Lowe.
Butler.	Miller of Austin.
Cadenhead.	Peyton.
Estes.	Schlosshan.
Hudspeth.	Spencer.
King.	Thomas.
Lee.	Walker.

HOUSE BILL NO. 173 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 173, A bill to be entitled "An Act changing the boundaries of Abernathy Independent School District, situated in Hale and Lubbock counties, Texas, etc., and declaring an emergency."

The bill was read third time.

Mr. Bledsoe offered the following amendments to the bill:

Amend H. B. No. 173, Section 2, by striking out all of the last line thereof.
Amend H. B. No. 173, Section 1, by striking out the figures "8-10," in next to last line.

The amendments were adopted.

House bill No. 173 was then passed.

HOUSE BILL NO. 174 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 174, A bill to be entitled "An Act to establish Common School District No. 15 in Lubbock county, Texas, out of and so as to include certain lands heretofore in Slaton Independent School District and Common School Districts Nos. 11 and 20 of said county, etc., and declaring an emergency."

The bill was read third time and was passed.

HOUSE BILL NO. 175 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 175, A bill to be entitled "An Act readjusting the common school districts and county line common school

districts in Lubbock county, Texas, against which outstanding bond issues are now in force, changing boundary lines of said districts, etc., and declaring an emergency."

The bill was read third time and was passed.

HOUSE BILL NO. 176 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 176, A bill to be entitled "An Act changing the boundaries of Lubbock Independent School District and Canyon Common School District No. 11 and New Hope Common School District No. 20 in Lubbock county, Texas, transferring to Canyon Common School District No. 11 a portion of the territory now embraced in Lubbock Independent School District, and providing the Canyon Common School District No. 11 shall assume the portion of the bonded indebtedness of Lubbock Independent School District, etc., and declaring an emergency."

The bill was read third time and was passed.

HOUSE BILL NO. 177 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 177, A bill to be entitled "An Act changing the boundaries of Common School Districts Nos. 3 and 14 and Slaton Independent School District in Lubbock county, Texas, and transferring a portion of the territory now embraced in Union Common School District No. 3 to Slaton Independent School District, etc., and declaring an emergency."

The bill was read third time and was passed.

SENATE BILL ON FIRST READING.

Senate bill No. 74 was laid before the House, read first time and referred to the Committee on Reforms in Criminal Procedure.

CONFERENCE COMMITTEE REPORT ON SENATE BILL NO. 26.

Mr. Thomason of Nacogdoches called up for consideration at this time the report of the Conference Committee on Senate bill No. 26.

The Speaker laid the report before the House and it was read as follows:

Austin, Texas, March 22, 1918.

Hon. E. A. Decherd, President Pro Tem. of the Senate, and Hon. F. O. Fuller, Speaker of the House of Representatives.

Sirs: Your Conference Committee on Senate bill No. 28, have had said bill, together with House amendments, under consideration, and make the following report:

We recommend that the following schedule of salaries be agreed upon:

In every county of 2000 or less in which the office of county superintendent has been created or may be created after this act shall have gone into effect the county superintendent shall receive an annual salary of \$1000.

In every county that has a scholastic population of 2000 or less than 3000 a county superintendent shall receive an annual salary of \$1200.

In every county that has a scholastic population of 3000 and less than 4000 the county superintendent shall receive an annual salary of \$1400.

In every county that has a scholastic population of 4000 and less than 5000 the county superintendent shall receive an annual salary of \$1500.

In every county that has a scholastic population of 5000 and less than 6000 the county superintendent shall receive an annual salary of \$1600.

In every county that has a scholastic population of 6000 and less than 7000 the county superintendent shall receive an annual salary of \$1700.

In every county that has a scholastic population of 7000 and less than 9000 the county superintendent shall receive an annual salary of \$1800.

In every county that has a scholastic population of 9000 and less than 10,000 the county superintendent shall receive an annual salary of \$2000.

In all counties that have a scholastic population of 10,000 or more the county superintendent shall receive an annual salary of \$2100.

BEE,
LATTIMORE,
FAUST,
McNEALUS,
DECHERD,

On the part of the Senate.
THOMASON of Nacogdoches,
FAIRCHILD,
HARDEY,
JOHNSON of Ellis,

On the part of the House.

I concur in the conference committee

report in making the change of \$1200 to \$1400, because the House amendment actually reduced those salaries from \$1300 to \$1200, but I do not concur in the other increases which raise the salaries from \$1000 to \$1200, and from \$1500 to \$1600, and from \$2000 to \$2100.

TERRELL.

Mr. Holland moved the previous question on the report, and the main question was ordered.

Question then recurring on the report, yeas and nays were demanded.

The report was adopted by the following vote:

Yeas—69.

Atlee.	McFarland.
Bagby.	Mathis.
Bass.	Meador.
Beason.	Mendell.
Bell.	Metcalf.
Bennette.	Miller of Dallas.
Blackmon.	Monday.
Bland.	Moore.
Bledsoe.	Murphy.
Brown.	Neill.
Burton of Tarrant.	Nordhaus.
Canales.	Osborne.
Carlock.	Parks.
Cox of Bee.	Pillow.
Davis of Grimes.	Pope.
Davis of Harris.	Reeves.
Davis	Richards.
of Van Zandt.	Sackett.
De Bogory.	Sentell.
Denton.	Smith of Bastrop.
Dudley.	Smith of Scurry.
Fairchild.	Spradley.
Ford.	Sneed.
Greenwood.	Stewart.
Haidusek.	Stephens.
Hardey.	Swope.
Hill.	Taylor.
Holaday.	Thomason
Holland.	of Nacogdoches.
Johnson of Blanco.	Tillotson.
Johnson of Ellis.	White.
Laas.	Williams
Lackey.	of Brazoria.
Laney.	Williams
Lanier.	of McLennan.
Lindemann.	Williford.
McComb.	

Nays—34.

Beard.	Davis of Dallas.
Beasley.	Dodd.
Bertram.	Dunnam.
Bryan.	Fly.
Burton of Rusk.	Harris.
Clark.	Henderson.
Cope.	Lacey.
Crudgington.	McCord.

McDowra.	Thompson
McMillin.	of Hunt.
Murrell.	Tilson.
O'Banion.	Traylor.
Poage.	Vaughan.
Raiden.	Veatch.
Rogers.	Wilson.
Seawright.	Woods.
Smith of Hopkins.	Yantis.
Terrell.	

Present—Not Voting.

McCoy.

Absent.

Bedell.	Schlesinger.
Blackburn.	Sholars.
Cates.	Strayhorn.
Cox of Ellis.	Templeton.
Jones.	Thomason
Kempen.	of El Paso.
Lange.	Thompson
Morris.	of Red River.
O'Brien.	Tinner.
Robertson.	Upchurch.
Roemer.	Valentine.
Sallas.	Wahrmund.

Absent—Excused.

Baker.	Lowe.
Butler.	Miller of Austin.
Cadenhead.	Peyton.
Estes.	Schlosshan.
Hudspeth.	Spencer.
King.	Thomas.
Lee.	Walker.

Mr. Thomason of Nacogdoches moved to reconsider the vote by which the report was adopted, and to table the motion to reconsider.

The motion to table prevailed.

SENATE BILL NO. 44 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 44, A bill to be entitled "An Act to amend Section 4, Chapter 8, General Laws of the First Called Session of the Thirty-fifth Legislature of the State of Texas, entitled 'An Act to create a State Council of Defense, defining its powers and duties, making an appropriation to carry on the work of said Council of Defense, and declaring an emergency,' so as to provide that no member of the Council shall ever be paid any salary or per diem for his services, except the secretary and assistant secretary, who may be members of the Council, and declaring an emergency."

The bill was read third time and was passed.

HOUSE BILL NO. 149 ON FINAL PASSAGE.

Mr. Denton called up for consideration, at this time, the motion to reconsider the vote by which House bill No. 149 was on yesterday passed, which motion to reconsider was on yesterday spread on the Journal.

Question recurring on the motion to reconsider, it prevailed.

The Speaker then laid before the House, on its final passage,

H. B. No. 149, A bill to be entitled "An Act to authorize persons, associations of persons, corporations and districts to conserve the fresh waters of streams for irrigation against pollution by salt sea tides."

The Clerk was directed to call the roll, and the bill was passed by the following vote:

Yeas—98.

Mr. Speaker.	Laney.
Atlee.	Lanier.
Bass.	Lindemann.
Beard.	McComb.
Beasley.	McCord.
Beason.	McCoy.
Bell.	McDowra.
Bennette.	McFarland.
Blackmon.	McMillin.
Bland.	Mathis.
Bledsoe.	Meador.
Brown.	Mendell.
Bryan.	Metcalfe.
Burton of Rusk.	Miller of Dallas.
Burton of Tarrant.	Monday.
Canales.	Moore.
Carlock.	Morris.
Cope.	Murrell.
Cox of Bee.	Neill.
Crudgington.	O'Banion.
Davis of Dallas.	Osborne.
Davis of Grimes.	Parks.
Davis of Harris.	Pillow.
Davis	Poage.
of Van Zandt.	Raiden.
De Bogory.	Reeves.
Denton.	Richards.
Dodd.	Roemer.
Dudley.	Rogers.
Dunnam.	Sackett.
Fairchild.	Sentell.
Ford.	Seawright.
Greenwood.	Smith of Bastrop.
Haidusek.	Smith of Hopkins.
Harris.	Smith of Scurry.
Hill.	Spradley.
Holland.	Sneed.
Holaday.	Stewart.
Johnson of Blanco.	Stephens.
Laas.	Swope.
Lacey.	Taylor.
Lackey.	Terrell.

Thompson of Hunt.	Williams of Brazoria.
Tillotson.	Williams of McLennan.
Tilson.	Williford.
Traylor.	Wilson.
Vaughan.	Woods.
Veatch.	Yantis.
White.	

Present—Not Voting.

Bertram.

Absent.

Bagby.	Sallas.
Bedell.	Schlesinger.
Blackburn.	Sholars.
Cates.	Strayhorn.
Clark.	Templeton.
Cox of Ellis.	Thomason
Fly.	of El Paso.
Hardey.	Thomason
Johnson of Ellis.	of Nacogdoches.
Jones.	Thompson
Lange.	of Red River.
Nordhaus.	Tinner.
O'Brien.	Upchurch.
Pope.	Valentine.
Robertson.	Wahrmund.

Absent—Excused.

Baker.	Lowe.
Butler.	Miller of Austin.
Cadenhead.	Peyton.
Estes.	Schlosshan.
Hudspeth.	Spencer.
King.	Thomas.
Lee.	Walker.

REPORT OF CONFERENCE COMMITTEE ON HOUSE BILL NO. 110.

Mr. Bledsoe called up for consideration, at this time, the report of the conference committee on House bill No. 110.

The Speaker laid the report before the House, and it was read, as follows:

Austin, Texas, March 22, 1918.

To the Hon. E. A. Decherd, President of the Senate, and Hon. F. O. Fuller, Speaker of the House of Representatives.

Sirs: We, the conference committee appointed by the Senate and the House, to consider the amendments to House bill No. 110, respectfully recommend that the Senate recede from all committee amendments to said bill, and that the Hopkins amendments to said bill be concurred in and adopted.

In connection with the adoption of said Hopkins amendments, we recommend that said amendment No. 2 be itself so amended that it shall be called

Section 2 of said House bill No. 110, instead of Section 3, and that the provision of said amendment, which would require the renumbering of the emergency clause of said bill as Section 4 be so amended that the emergency clause will be renumbered and called Section 3.

DEAN,
PAGE,
BAILEY,
HOPKINS,
McNEALUS.

On the part of the Senate.

MATHIS,
BLEDSON,
THOMASON, of El Paso,
DE BOGORY,
COPE,

On the part of the House.

On motion of Mr. Bledsoe, the report was adopted.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, March 22, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 75, A bill to be entitled "An Act to amend Article 639, Chapter 9, Title 11, of the Penal Code of the State of Texas, adopted in 1911, changing the punishment for vagrancy, and providing for the treatment of vagrants affected with communicable venereal disease."

S. B. No. 76, A bill to be entitled "An Act to make unlawful sexual intercourse by any person knowing, or having reasonable ground to believe that he is infected with any communicable venereal disease, and to provide a penalty therefor."

S. B. No. 69, A bill to be entitled "An Act providing that those engaged in any business within this State, upon which the laws require the payment of a tax on gross receipts, must obtain a permit to transact such business from the Secretary of State; providing for the issuance of such permit by the Secretary of State, what the same shall contain, and that the same shall be posted in the office of the person or concern to whom issued; providing for an application to be made for such permits and what such application shall show; the length of time such permits are to run; when those now engaged in business must obtain permits; providing for

the suspension of such permits by the Secretary of State on a certificate from the Comptroller showing the holder has failed to pay his gross receipts taxes; stating the conditions, manner and method of suspending such permits, and the publication of notices with reference thereto; providing penalties for the transaction of business regulated in this act without having obtained a permit, or transacting business after such permit has been suspended and the method of collecting such penalties; authorizing suit by the Attorney General to collect such penalties and denning the jurisdiction and venue of such suits; creating offenses for violations of this act and fixing the punishment therefor; prescribing certain duties and conferring certain authority on the Comptroller, Secretary of State and the Attorney General with reference to administering and enforcing this act; making this act cumulative of all other laws on this subject, and declaring an emergency."

H. B. No. 133, A bill to be entitled "An Act to authorize the commissioners court of Bell county to fund an issue of road warrants with an issue of road improvement bonds and thereby relieve the road and bridge fund of the warrant debt, and declaring an emergency."

H. B. No. 140, A bill to be entitled "An Act requiring the heads of the departments located in the Capitol and the State Land Office building in the city of Austin to file with the Superintendent of Public Buildings and Grounds a complete inventory of all furniture, fixtures, machinery, machines, typewriters and other office utilities except books and stationery; fixing the time when such inventories shall be filed; making the heads of the departments responsible for the property not accounted for and lost by reason of carelessness and negligence of the officer; making it the duty of the Superintendent of Public Buildings and Grounds to check up such inventories and make demand for the restoration or payment of all property not lawfully accounted for; declaring that departmental heads shall neither purchase nor sell any of the personal property enumerated in this act, but when no longer of use shall be delivered to the Superintendent of Public Buildings and Grounds for disposition; making it the duty of the Superintendent of Buildings and Grounds to furnish the various departments with all furniture, fixtures, office necessities and utilities heretofore named, except stationery and

books; regulating the manner of purchases for such purposes, but declaring that all purchases made prior to August 31, 1918, shall be made as now provided in appropriation bills, and declaring an emergency," with amendments.

S. B. No. 109, A bill to be entitled "An Act to amend Section 2 of an act passed by the First Called Session of the Thirty-first Legislature, Chapter 8, Special Laws, entitled 'An Act to authorize, enable and permit the territory situated within the bounds of the city of Amarillo, in the county of Potter and State of Texas, and other land and territory adjacent thereto in Potter county to incorporate as an independent school district for free school purposes only, to be known as the Amarillo Independent School District, with all the powers, rights and duties of independent school districts formed by incorporations of towns and villages for free school purposes only; and to provide for the election of trustees, raising of revenue by taxation, issuing of bonds, acquiring the property of and assuming the indebtedness of the Amarillo Independent School District and of the Amarillo Independent School District within the city limits, and dissolving the Amarillo Independent School District within the city limits, and repealing Chapter 136, Acts of 1905, relating to the incorporation of the Amarillo Independent School District, and declaring an emergency,' so as to add certain territory in Randall county, and declaring an emergency."

Respectfully,

J. B. BENNETT,

Assistant Secretary of the Senate.

HOUSE BILL NO. 99 ON SECOND READING.

The Speaker laid before the House, as a special order for this hour, on its second reading and passage to engrossment,

H. B. No. 99, A bill to be entitled "An Act making appropriations to pay miscellaneous claims against the State, authorizing the payment of said miscellaneous items on the taking effect of this act, making additional appropriations for the support of the State Government, for the fiscal year ending August 31, 1918, and August 15, 1919, and declaring an emergency."

The bill was read second time.

Mr. Mendell offered the following (committee) amendments to the bill:

Amend House bill No. 99 by adding thereto the following:

Public Buildings and Grounds.

	For year ending Aug. 31, 1918.	Aug. 31, 1919.
For fuel, light, water and contingencies	\$4000	
Additional appropriation for increase in salaries of four night watchmen	250	\$ 600
To pay salary of an additional watchman for new land office.....		720
To pay salary of engineer of new land office....	300	1200
To pay increase in salaries of seven cleaners in Capitol.....	525	1260

Amend House bill No. 99 by striking out all on page 1 referring to the Adjutant General's salary.

Amend House bill No. 99 by changing the Texas State Council of Defense appropriation for first year to \$20,000 instead of \$25,000.

The (committee) amendments were adopted.

Mr. Smith of Hopkins moved to reconsider the vote by which the (committee) amendments were adopted and to table the motion to reconsider.

The motion to table prevailed.

Mr. Mendell offered the following amendment to the bill:

Amend House bill 99, page 1, by striking out lines 29 and 30.

The amendment was adopted.

Mr. Mendell offered the following amendment to the bill:

Amend House bill No. 99, page 1, line 39, after the word "refunds" by adding the following: "and where such parties have been prevented from conducting their business under said license by reason of any city ordinance, State law or other contingency over which they had no control."

The amendment was adopted.

Mr. Mendell offered the following amendment to the bill:

Amend House bill No. 99 by adding the following after line 7, page 2: "To cover deficiencies in the State Department of Public Instruction for the year ending August 31, 1918, \$12,800."

The amendment was lost.

Mr. Mendell offered the following amendment to the bill:

Amend House bill No. 99 by adding the following after line 7 on page 2: "Salary of oculist for Confederate

Home for the year ending August 31, 1919, \$300."

The amendment was adopted.

Mr. Mendell offered the following amendment to the bill:

Amend House bill No. 99, page 2, by adding the following after line 7: "To pay to W. M. Seeligson for amount paid out for caring for, watering and preserving the trees, shrubbery and flowers on the Fannin battle ground during the months of June, July and August, 1917, \$45.25."

The amendment was adopted.

Mr. Mendell offered the following committee amendment to the bill:

For State Lunatic Asylum.

Estimated cost of installing new boilers.

Three only 302 H. P. Babcock & Willcock water tube boilers	\$27,000 00
Brick chimney 72 inches by 110 feet high.....	8,000 00
56,300 red brick.....	1,126 00
22,000 fire brick.....	1,188 00
5,000 pounds of fire clay....	250 00
Soot blowing equipment.....	1,000 00
50 barrels lump lime.....	55 00
Boiler breeching	1,500 00
Steam header welded.....	1,500 00
Labor	2,500 00

Total\$44,119 00

Estimate needed on dry goods and clothing to complete the year ending August 31, 1918

Additional appropriation for the year beginning September 1, 1918, and ending August 31, 1919.....

Mr. Raiden moved to table the (committee) amendment and the motion to table was lost.

The committee amendment was adopted.

Mr. Mendell offered the following amendment to the bill:

Amend House bill No. 99, after line 7 on page 2, by adding the following: "For the Court of Civil Appeals, Eighth District, for books for library for the year, 1919, \$500."

The amendment was adopted.

Mr. Mendell offered the following amendment to the bill:

Amend House bill No. 99, page 2, at the end of line 7: "For clothing for

the Confederate Home for the year ending August 31, 1918, \$2000."

The amendment was adopted.

Mr. Mendell offered the following amendment to the bill:

Amend House bill No. 99, page 1, after line 27, add the following: "To improve the heating facilities, \$1000, for the year 1918."

The amendment was adopted.

Mr. Sentell offered the following amendment to the bill:

Amend House bill No. 99 by inserting on page 2 between lines 7 and 8 the following: "To C. W. Carlisle, sheriff of Liberty county, in the case of the State of Texas vs. Archie Bass, No. 3792, in district court of Victoria county, Texas, \$24.90."

The amendment was adopted.

Mr. Terrell offered the following amendment to the bill:

Amend the bill, page 2, by adding the following at the end of Section 1, between lines 7 and 8: "To supplement the amount already appropriated to build and equip the State quarantine station at Sabine, Texas, \$18,000."

The amendment was adopted.

Mr. Mendell offered the following amendment to the bill:

Amend House bill No. 99, page 2, by inserting after line 7 the following: "To pay the expenses of one traveling deputy State Revenue Agent, \$500, for the year ending August 31, 1918, and \$500 for the year ending August 31, 1919."

The amendment was adopted.

Mr. Mendell offered the following amendment to the bill:

Amend the bill by adding the following after line 7, page 2: "Appropriations made for the Epileptic Colony by the Thirty-fifth Legislature at its first Called Session for the purpose of rebuilding electrical line to the pump house for the sum of four thousand (\$4000) dollars, and for a fire fighting outfit and fire escapes for twenty-five hundred (\$2500) dollars, and for one silo for seven hundred and fifty (\$750) dollars, be transferred to the item in said appropriation designated for the support and maintenance of the Epileptic Colony for the fiscal year ending August 1, 1918."

The amendment was adopted.

Mr. Mendell offered the following amendment to the bill:

Amend H. B. No. 99, by adding the following after line 7: "J. M. Hodge

(Dallas), one month's work, August, \$55."

The amendment was adopted.

Mr. Mendell offered the following amendment to the bill:

Amend H. B. No. 99, on page 2, by adding the following after line 7: "To build and equip an oil pipe line from the State Lunatic Asylum to the Blind Institute, \$2400."

The amendment was adopted.

Mr. Poage offered the following amendment to the bill:

Amend H. B. No. 99, by striking out lines 6 and 7, page 2, Section 1.

The amendment was adopted.

(Mr. Pope in the chair.)

Mr. Metcalfe offered the following amendment to the bill:

Amend House bill No. 99, page 2, immediately following line 7, by adding the following:

"To cover the following deficiencies incurred in the support of the State government for the fiscal year ending August 31, 1917, contracted under the provisions of Title 15, Chapter 2, of the Revised Code of Criminal Procedure of 1911, as follows:

Fees, costs and per diem for sheriffs, clerks and attorneys for the fiscal year ending August 31, 1917.....	\$12,500
Fees of county judges, county attorneys, justices of the peace, sheriffs and constables.....	3,500
For the payment of transcripts in cases where the court is required to and does appoint an attorney to represent the defendant in a criminal action and where the official shorthand reporter is required to and does furnish the attorney for said defendant, if convicted, with a transcript of his notes, as provided for in Section 14, Chapter 119, page 264, of the General Laws of the State of Texas, passed by the Regular Session of the Thirty-second Legislature	650

\$16,650

The amendment was adopted.

Mr. Cox of Bee offered the following amendment to the bill:

Amend H. B. No. 99 by inserting between lines 5 and 6, page 2, the following: "To pay salary of W. W. Dodd, district attorney pro tem. Thirty-sixth

Judicial District, for thirty days' service, \$450."

The amendment was adopted.

Mr. McDowra offered the following amendment to the bill:

Amend H. B. No. 99, page 2, after line 7, by adding thereto the following: "For refunding to J. A. Brewer of Blossom, Texas, taxes erroneously collected for the year 1917, \$108."

The amendment was adopted.

Mr. Johnson of Ellis moved to reconsider the vote by which the amendment by Mr. Mendell, appropriating \$12,800 for the Department of Education, was lost.

Mr. O'Banion moved to table the motion to reconsider, and the motion to table was lost.

The motion to reconsider prevailed.

Question then recurring on the amendment, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—57.

Atlee.	Meador.
Bagby.	Mendell.
Bass.	Metcalf.
Beason.	Miller of Dallas.
Bell.	Monday.
Blackmon.	Morris.
Bland.	Murphy.
Bledsoe.	Murrell.
Brown.	Nordhaus.
Burton of Tarrant.	Parks.
Canales.	Pillow.
Carlock.	Pope.
Cox of Bee.	Roemer.
Crudgington.	Sackett.
Davis of Grimes.	Smith of Bastrop.
Davis of Harris.	Smith of Scurry.
De Bogory.	Spradley.
Dunnam.	Swope.
Fly.	Thomason
Greenwood.	of El Paso.
Hardey.	Thompson
Hill.	of Hunt.
Holaday.	Tillotson.
Johnson of Ellis.	White.
Jones.	Williams
Laas.	of Brazoria.
Lackey.	Williams
Laney.	of McLennan.
Lange.	Woods.
McFarland.	Yantis.
Mathis.	

Nays—41.

Beard.	Cope.
Beasley.	Davis of Dallas.
Bertram.	Dodd.
Blackburn.	Dudley.
Bryan.	Ford.
Burton of Rusk.	Haidusek.

Harris.	Reeves.
Henderson.	Rogers.
Johnson of Blanco.	Smith of Hopkins.
Lacey.	Sneed.
Lanier.	Stewart.
Lindemann.	Taylor.
McComb.	Templeton.
McCord.	Terrell.
McDowra.	Tilson.
McMillin.	Traylor.
Moore.	Vaughan.
Neill.	Veatch.
O'Banion.	Williford.
Osborne.	Wilson.
Raiden.	

Present—Not Voting.

Poage.

Absent.

Bedell.	Sallas.
Bennette.	Sentell.
Cates.	Schlesinger.
Clark.	Seawright.
Cox of Ellis.	Sholars.
Davis	Stephens.
of Van Zandt.	Strayhorn.
Denton.	Thomason
Fairchild.	of Nacogdoches.
Holland.	Thompson
Kempen.	of Red River.
McCoy.	Tinner.
O'Brien.	Upchurch.
Richards.	Valentine.
Robertson.	Wahrmund.

Absent—Excused.

Baker.	Lowe.
Butler.	Miller of Austin.
Cadenhead.	Peyton.
Estes.	Schlosshan.
Hudspeth.	Spencer.
King.	Thomas.
Lee.	Walker.

Mr. Johnson of Ellis moved to reconsider the vote by which the amendment was adopted, and to table the motion to reconsider.

The motion to table prevailed.

Mr. Haidusek offered the following amendment to the bill:

Amend House bill No. 99, after line 33, by inserting the following: "To the Texas Co. In re on warrant No. 41,179 as per due bill No. 1454, issued by Comptroller February 15, 1918, \$38.14."

The amendment was adopted.

Question recurring on engrossment of the bill, yeas and nays were demanded.

House bill No. 99 was passed to engrossment by the following vote:

Yeas—84.

Atlee.

Bagby.

Bass.	McDowra.
Beard.	McFarland.
Beasley.	McMillin.
Beason.	Mathis.
Bell.	Meador.
Bertram.	Mendell.
Blackburn.	Metcalfe.
Blackmon.	Miller of Dallas.
Bland.	Morris.
Bledsoe.	Neill.
Brown.	Nordhaus.
Burton of Rusk.	O'Banion.
Burton of Tarrant.	Osborne.
Canales.	Parks.
Carlock.	Pillow.
Cox of Bee.	Poage.
Crudgington.	Pope.
Davis of Dallas.	Reeves.
Davis of Grimes.	Rogers.
Davis of Harris.	Sentell.
De Bogory.	Seawright.
Denton.	Smith of Bastrop.
Dodd.	Smith of Hopkins.
Dudley.	Smith of Scurry.
Dunnam.	Spradley.
Fairchild.	Sneed.
Fly.	Stephens.
Ford.	Stewart.
Greenwood.	Swope.
Haidusek.	Taylor.
Hardey.	Thompson
Harris.	of Hunt.
Henderson.	Tillotson.
Hill.	White.
Holaday.	Williams
Johnson of Ellis.	of Brazoria.
Jones.	Williams
Laas.	of McLennan.
Lackey.	Williford.
Laney.	Wilson.
Lange.	Woods.
Lanier.	Yantis.
Lindemann.	

Nays—8.

Cope.	Sackett.
Lacey.	Tilson.
McComb.	Traylor.
Raiden.	Vaughan.

Present—Not Voting.

McCord.	Thomason
McCoy.	of El Paso.
	Veatch.

Absent.

Bedell.	Kempen.
Bennette.	Monday.
Bryan.	Moore.
Cates.	Murphy.
Clark.	Murrell.
Cox of Ellis.	Richards.
Davis	Robertson.
of Van Zandt.	Roemer.
Holland.	Sallas.
Johnson of Blanco.	Schlesinger.

Sholars.	Thompson
Strayhorn.	of Red River.
Templeton.	Tinner.
Terrell.	Upchurch.
Thomason	Valentine.
of Nacogdoches.	Wahrmund.

Absent—Excused.

Baker.	Miller of Austin.
Butler.	O'Brien.
Cadenhead.	Peyton.
Estes.	Schlosshan.
Hudspeth.	Spencer.
King.	Thomas.
Lee.	Walker.
Lowe.	

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, March 22, 1918.

Hon. F. O. Fuller, Speaker of the House
of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate grants the request of the House for a Free Conference Committee on House bill No. 104. The following have been elected on the part of the Senate: Senators Lattimore, Dean, Collins, Alderdice and Page.

The Senate has passed:

S. B. No. 111. A bill to be entitled "An Act making it the duty of the sheriffs, constables and their deputies, the policemen and all other officers of the State, to assist the officers of the United States whose duty it is to enforce the provisions of an act of Congress entitled 'An Act to prohibit the manufacture, distribution, storage, use and possession in time of war of explosives; providing regulations for the safe manufacture, distribution, storage, use and possession of the same, and for other purposes,' and making it the duty of said peace officers to report to the proper officers of the United States any fact or circumstance showing, or indicating a violation of said act; providing a punishment for the failure of any such peace officer to discharge the duties imposed by the provisions of this act; providing for change of venue, and declaring an emergency."

S. B. No. 68, A bill to be entitled "An Act directing the Board of Prison Commissioners to transfer out of any funds to the credit of said Prison Commission the sum of \$375,000 to the credit of the general fund of the State to reimburse the general fund for the amount paid on debts against the present system, under the acts of the Thirty-fifth Legislature, authorizing and

directing the Board of Prison Commissioners to pay out of funds to the credit of the said Prison Commission the balance of \$387,783.51, being the amount appropriated by the Thirty-fifth Legislature in payment of the balance due on such claims, and declaring an emergency."

H. B. No. 107, A bill to be entitled "An Act to amend Article 3093 of the Revised Civil Statutes of 1911, providing that none but citizens of the United States shall vote in primary elections and conventions, and providing that the right to vote given women by any law passed at the Fourth Called Session of the Thirty-fifth Legislature is not by this act repealed, restricted or limited, and declaring an emergency."

Has adopted Free Conference Committee report on Senate bill No. 26 by a vote of 21 yeas, 0 nays.

Has adopted Free Conference Committee report on House bill No. 110.

Respectfully,

J. B. BENNETT,

Assistant Secretary of the Senate.

HOUSE BILL NO. 99 ON THIRD READING.

Mr. Mendell moved to suspend the constitutional rule requiring bills to be read on three several days in each house, and that House bill No. 99 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—90.

Atlee.	Fly.
Bass.	Ford.
Beard.	Greenwood.
Beasley.	Haidusek.
Beason.	Hardey.
Bell.	Harris.
Bertram.	Henderson.
Blackburn.	Hill.
Blackmon.	Holaday.
Bland.	Johnson of Ellis.
Bledsoe.	Jones.
Brown.	Laas.
Burton of Rusk.	Lackey.
Burton of Tarrant.	Lange.
Canales.	Lanier.
Carlock.	Lindemann.
Clark.	McComb.
Cox of Bee.	McCord.
Crudgington.	McCoy.
Davis of Dallas.	McDowra.
Davis of Grimes.	McFarland.
Davis of Harris.	McMillin.
Denton.	Mathis.
Dudley.	Meador.
Dunnam.	Mendell.
Fairchild.	Metcalf.

Miller of Dallas.	Stephens.
Monday.	Stewart.
Morris.	Swope.
Murphy.	Taylor.
Nordhaus.	Templeton.
O'Banion.	Terrell.
Osborne.	Thomason
Parks.	of El Paso.
Pillow.	Tillotson.
Pope.	Tilson.
Reeves.	Veatch.
Richards.	White.
Rogers.	Williams
Sackett.	of Brazoria.
Sentell.	Williams
Seawright.	of McLennan.
Smith of Bastrop.	Williford.
Smith of Hopkins.	Wilson.
Smith of Scurry.	Woods.
Spradley.	Yantis.
Sneed.	

Nays—5.

Cope.	Traylor.
Dodd.	Vaughan.
Raiden.	

Present—Not Voting.

Johnson of Blanco.

Absent.

Bagby.	Poage.
Bedell.	Robertson.
Bennette.	Roemer.
Bryan.	Sallas.
Cates.	Schlesinger.
Cox of Ellis.	Sholars.
Davis	Strayhorn.
of Van Zandt.	Thomason
De Bogory.	of Nacogdoches.
Holland.	Thompson
Kempen.	of Hunt.
Lacey.	Thompson
Laney.	of Red River.
Moore.	Tinner.
Murrell.	Upchurch.
Neill.	Valentine.
O'Brien.	Wahrmund.

Absent—Excused.

Baker.	Lowe.
Butler.	Miller of Austin.
Cadenhead.	Peyton.
Estes.	Schlosshan.
Hudspeth.	Spencer.
King.	Thomas.
Lee.	Walker.

The Speaker then laid House bill No. 99 before the House, on its third reading and final passage.

The bill was read third time.

(Speaker in the chair.)

Mr. Cope offered the following amendment to the bill:

Amend House bill No. 99 by striking out the appropriation for the revenue department \$500 for each year.

The amendment was adopted.

House bill No. 99 was then passed.

SENATE BILLS ON FIRST READING.

The following Senate bills were laid before the House, read first time, and referred to the appropriate committees as follows:

Senate bill No. 76, to the Committee on Criminal Jurisprudence.

Senate bill No. 109, to the Committee on Education.

Senate bill No. 75, to the Committee on Criminal Jurisprudence.

Senate bill No. 69, to the Committee on State Affairs.

MESSAGE FROM THE GOVERNOR.

Mr. John D. McCall, private secretary to the Governor, appeared at the bar of the House and, being duly announced, presented the following message from the Governor which was read to the House:

Governor's Office,

Austin, Texas, March 22, 1918.

To the Thirty-fifth Legislature in Fourth Called Session.

Gentlemen: At the request of Senator W. D. Caldwell, I submit for your consideration an act to amend Chapter 133, page 336 of the General Laws of the Regular Session of the Thirty-fifth Legislature so as to provide that said act shall not apply to any person, corporation or collection of persons or partnership who pursue the business of collecting accounts due to any person, partnership or corporation for merchandise or goods actually sold and delivered or for services actually performed or for premises occupied or for rentals, and who charge a reasonable fee for collecting such bona fide accounts past due.

Respectfully submitted,

W. P. HOBBY,
Governor of Texas.

BILLS ORDERED NOT PRINTED.

On motion of Mr. Denton, it was ordered that House bill No. 183 be not printed.

On motion of Mr. Crudginton, it was ordered that Senate bill No. 109 be not printed.

SENATE BILL NO. 99 ON SECOND READING.

On motion of Mr. Dunnam, the regular order of business was suspended to

take up and have placed on its second reading and passage to third reading,

S. B. No. 99, A bill to be entitled "An Act making an emergency appropriation for the support and maintenance of the State Training School for Juveniles located at Gatesville, Texas, for the current fiscal year ending August 31, 1918, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time and was passed to a third reading.

HOUSE BILL NO. 116 ON SECOND READING.

On motion of Mr. Terrell, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 116, A bill to be entitled "An Act to amend Article 5894 of Title 92 of the Revised Civil Statutes of 1914 prescribing uniform weights and containers for both flour and meal; also prescribing standard weights per bushel for cured sweet potatoes, onions, Spanish peanuts, Virginia runner or Bunch peanuts, and Jumbo peanuts, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time and was passed to engrossment.

HOUSE BILL NO. 140 WITH SENATE AMENDMENTS.

Mr. Mendell called up for consideration at this time, with Senate amendments,

H. B. No. 140, A bill to be entitled "An Act requiring the heads of the departments located in the Capitol and the State Land Office building in the city of Austin to file with the Superintendent of Public Buildings and Grounds a complete inventory of all furniture, fixtures, machinery, machines, typewriters and other office utilities, except books and stationery; fixing the time when such inventories must be filed; making the heads of the departments responsible for the property not accounted for and lost by reason of carelessness and negligence of the officer; making it the duty of the Superintendent of Public Buildings and Grounds to check up such inventories and make demand for the restoration or payment of all property not lawfully accounted for; declaring that departmental heads shall neither purchase nor sell any of the personal property enumerated in this act, but when no longer of use shall be delivered to the Superintendent of Public Buildings and Grounds for dis-

position; making it the duty of the Superintendent of Public Buildings and Grounds to furnish the various departments with all furniture, fixtures, office necessities and utilities heretofore named, except stationery and books; regulating the manner of purchases for such purpose, but declaring that all purchases made prior to August 31, 1919, shall be made as now provided in appropriation bills, and declaring an emergency."

The Speaker laid the bill before the House and the Senate amendments were read.

Mr. Mendell moved that the House do not concur in the Senate amendments and that a Free Conference Committee be requested to adjust the differences between the two houses on the bill.

The motion prevailed.

In accordance with above action the Speaker announced the appointment of the following Free Conference Committee on the part of the House:

Messrs. Cope, McComb, McMillin, Blackmon and Neill.

SENATE BILL NO. 85 ON SECOND READING.

On motion of Mr. McCord, the regular order of business was suspended to take up and have placed on its second reading and passage to a third reading,

S. B. No. 85, A bill to be entitled "An Act to amend Article 6552, Title 115, Chapter 10, of the Revised Civil Statutes of 1911, providing that trains shall be regulated and notice shall be given of the time of trains, their places of stopping for freight and passengers; providing further that no railroad company, manager or receiver shall cease to operate trains on any railroad, and if they have so ceased to operate shall resume operation; providing further that the Railroad Commission of the State of Texas shall enforce the regulations hereof, and shall report to the Attorney General violations hereof, who shall file suit to enforce the same, and that this act shall be cumulative of all laws now in effect on this subject, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to a third reading.

MOTION TO TAKE UP HOUSE BILL NO. 145.

Mr. Smith of Scurry moved to suspend the regular order of business to take up and have placed on its second reading and passage to engrossment,

H. B. No. 145, A bill to be entitled "An Act fixing the salaries of judges of the Supreme Court, and the Court of Criminal Appeals and the judges of the Courts of Civil Appeals, and of the district courts of this State, and declaring an emergency."

The motion was lost.

MOTION TO TAKE UP HOUSE BILL NO. 63.

Mr. Sentell moved to suspend the regular order of business to take up and have placed on its second reading and passage to engrossment,

H. B. No. 63, A bill to be entitled "An Act abolishing the State Highway Commission of three members and vesting the management and control of the State Highway Department in the Railroad Commission of the State of Texas to be administered as a bureau of said Commission; providing for the election by the Commission, with the consent of the Senate, of a secretary of the State Highway Bureau, who shall have administrative control of the highway bureau, under the direction and supervision of the Railroad Commission; fixing the term of office of the secretary; providing for the filling of vacancies therein; prescribing that such secretary shall take the constitutional oath and execute bond; fixing the salary of each secretary and prescribing how the same shall be paid; fixing the salary of the State Highway Engineer and prescribing how the same shall be paid; providing for the publication and distribution of lists of registered motor vehicles in their numerical order; providing that all applications for registrations and license of motor vehicles, motorcycles, manufacturers, dealers and chauffeurs shall hereafter be filed with the collector of taxes for the county of the residence of the applicant and that all license fees be paid to such tax collector; providing that the tax collector shall make weekly remittance to the State Highway Bureau of one-half of the gross registration fees collected, the remaining one-half to be deposited in the county depository; providing that the tax collector shall forward to the State Highway Bureau a list certified to by him of all registrations of motor vehicles and chauffeurs and dealers and for registration thereof by the Highway Bureau and the distribution of number plates and seals; providing for deposit of funds coming into the hands of the State Highway Bureau in the State Treasury; creating a special fund known as the State High-

way fund, and providing for its distribution; making an appropriation of the State highway fund for the two years beginning June 22, 1917; providing this act shall be cumulative of all highway laws except where in conflict herewith, and declaring an emergency."

Yeas and nays were demanded, and the motion was lost by the following vote:

Yeas—53.

Atlee.	Neill.
Beard.	O'Banion.
Beasley.	Pillow.
Bertram.	Raiden.
Brown.	Reeves.
Burton of Rusk.	Roemer.
Butler.	Rogers.
Clark.	Sackett.
Cope.	Sentell.
Davis of Dallas.	Schlosshan.
Davis of Harris.	Seawright.
Davis	Smith of Bastrop.
of Van Zandt.	Smith of Hopkins.
Fairchild.	Sneed.
Harris.	Stephens.
Henderson.	Stewart.
Holaday.	Thomas.
Johnson of Ellis.	Thomason
Lacey.	of El Paso.
Lindemann.	Thompson
McComb.	of Hunt.
McCord.	Tilson.
McCoy.	Vaughan.
McDowra.	Veatch.
McMillin.	Williams
Metcalfe.	of Brazoria.
Moore.	Wilson.
Murphy.	Woods.
Murrell.	

Nays—40.

Beason.	Lackey.
Bell.	Laney.
Bennette.	Lanier.
Blackburn.	McFarland.
Blackmon.	Meador.
Bland.	Mendell.
Bledsoe.	Miller of Austin.
Burton of Tarrant.	Miller of Dallas.
Canales.	Nordhaus.
Carlock.	Osborne.
Cox of Bee.	Parks.
Crudgington.	Poage.
Davis of Grimes.	Pope.
Denton.	Smith of Scurry.
Dodd.	Swope.
Dudley.	Taylor.
Fly.	Templeton.
Ford.	Tillotson.
Haidusek.	Traylor.
Hardey.	Williams
Hill.	of McLennan.
Holland.	Williford.
Jones.	Yantis.
Laas.	

Present—Not Voting.

Bagby.

Absent.

Bass.	Robertson.
Bedell.	Sallas.
Bryan.	Schlesinger.
Cates.	Sholars.
Cox of Ellis.	Spradley.
De Bogory.	Strayhorn.
Dunnam.	Terrell.
Greenwood.	Thomason
Johnson of Blanco.	of Nacogdoches.
Kempen.	Thompson
Lange.	of Red River.
Mathis.	Tinner.
Monday.	Upchurch.
Morris.	Valentine.
O'Brien.	Wahrmund.
Peyton.	White.
Richards.	

Absent—Excused.

Baker.	Lee.
Cadenhead.	Lowe.
Estes.	Spencer.
Hudspeth.	Walker.
King.	

HOUSE BILL NO. 130 ON SECOND READING.

On motion of Mr. Jones, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 130, A bill to be entitled "An Act to amend Article 3944 of the Revised Statutes of the State of Texas, 1911, as amended by an act passed at the Regular Session of the Thirty-fifth Legislature, approved March 30, 1917, being Chapter 154 of the Acts of said session relating to forcible entry and detainer and to the issuance of citation and the service thereof and the giving of bond by plaintiffs and defendants in suits of that character; providing that in case the plaintiff shall file a bond in an amount to be fixed by the justice of the peace issuing such citation, he shall be placed in possession of the property unless the defendant shall within six days from the service of citation execute and deliver to the officer serving such citation a bond in a sum at least double the amount of the bond given by the plaintiff, to be approved by said officer, and conditioned that the defendant, in case judgment is rendered against him, will pay all costs of suit and a reasonable rental or value of the use of the property to the time of making such bond, and also the reasonable value or rental of same while the suit is pending.

and until it is finally disposed of, and declaring an emergency."

The Speaker laid the bill before the House, and it was read second time.

Mr. Miller of Dallas offered the following amendment to the bill:

Amend House bill No. 130 by striking out all of Section one (1) after the words "disposed of," line 18, page 2.

The amendment was adopted.

House bill No. 130 was passed to engrossment.

MOTION TO TAKE UP HOUSE BILL NO. 154.

Mr. Nordhaus moved to suspend the regular order of business, to take up and have placed on second reading and passage to engrossment,

H. B. No. 154, A bill to be entitled "An Act to authorize the commissioners courts of the several counties in the State of Texas to permit the owners of lands not situated in incorporated towns or villages, where the same have been subdivided into lots and blocks or similar subdivisions, to cancel or annul such subdivisions by declaration to that effect, in writing, to be recorded in the deed records of such counties, and to authorize such commissioners courts to assess said lands upon an acreage basis and to accept the payment of taxes, if delinquent for such delinquent years upon assessments as now provided by law, upon an acreage basis."

The motion was lost.

HOUSE BILL NO. 128 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 128, A bill to be entitled "An Act requiring teachers in the public free schools to conduct school work in the English language exclusively, preventing the adoption of texts for elementary grades not printed in English, defining the grades in which a foreign language may be taught, and fixing penalties for the violation of this act."

The bill was read third time.

(Speaker in the chair.)

Question—Shall House bill No. 128 be passed?

BILLS SIGNED BY THE SPEAKER.

The Speaker signed in the presence of the House today, after giving due notice thereof and their captions had been read severally, the following enrolled bills:

33—H

H. B. No. 105, "An Act to provide that women may vote in all primary elections and nominating conventions in Texas; prescribing qualifications for such voters, providing for registration in cities of 10,000 and over, and declaring an emergency."

H. B. No. 156, "An Act to amend Chapter 1, Section 119, Revised Statutes of Texas, 1911, by adding thereto Articles 6901a, 6901b, 6901c, 6901d and 6901e; fixing the compensation of county commissioners in counties having a population of 30,000 and over; providing a method of determining the population; providing that if any part of this act be declared void the same shall not affect the remaining portions; validating the acts of any commissioners court in heretofore paying the amount of salary provided by any road law, and declaring an emergency."

S. B. No. 27, "An Act to permit railroad corporations, by and with the permission of the Railroad Commission of Texas and county commissioners court of the county wherein located, to change, relocate or abandon any portion of its line when without and adjacent to the limits of any incorporated city containing 50,000 inhabitants or more according to the United States census of 1910, and to permit such railroad corporation to change, relocate or abandon any portion of its line within the limits of any incorporated city containing 50,000 inhabitants or more, by and with the permission of the Railroad Commission of Texas and the city council or board of aldermen of such city; and to require such railroad corporation to make such change, relocation or abandonment upon the order of such Railroad Commission, upon the application of such city council or board of aldermen; and providing for the exercise of the right of eminent domain to acquire right of way and depot grounds when lines are changed or relocated, and validating such changes, relocations or abandonments when heretofore authorized by the Railroad Commission of Texas; and repealing all laws or parts of laws in conflict herewith, and declaring an emergency."

RECESS.

Mr. Pope moved that the House recess to the 9 o'clock a. m. tomorrow.

Mr. Smith of Scurry moved that the House recess to 8 o'clock p. m. today.

The motion of Mr. Pope prevailed and the House accordingly at 5:20 o'clock

p. m. took recess until 9 o'clock a. m. tomorrow.

APPENDIX.

REPORT OF COMMITTEE ON JUDICIAL DISTRICTS.

Committee Room,
Austin, Texas, March 22, 1918.

Hon. F. O. Fuller Speaker of the House of Representatives.

Sir: Your Committee on Judicial Districts, to whom was referred House bill No. 183, have had same under consideration and I am instructed to report it back to the House with the recommendation that it do pass.

PILLOW, Vice-Chairman.

REPORT OF COMMITTEE ON EDUCATION.

Committee Room,
Austin, Texas, March 22, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Education, to whom was referred Senate bill No. 109, have had same under consideration and I am instructed to report it back to the House with the recommendation that it do pass.

JOHNSON of Ellis, Vice-Chairman.

REPORTS OF COMMITTEE ON PUBLIC HEALTH.

Committee Room,
Austin, Texas, March 22, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Public Health, to whom was referred Senate bill No. 100, have had same under consideration and I am instructed to report it back to the House with the recommendation that it do pass.

DAVIS of Grimes, Chairman.

Committee Room,
Austin, Texas, March 22, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Public Health, to whom was referred Senate bill No. 48, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do pass.

DAVIS of Grimes, Chairman.

Committee Room,
Austin, Texas, March 22, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Public Health, to whom was referred Senate bill No. 49, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do pass.

DAVIS of Grimes, Chairman.

REPORT OF COMMITTEE ON STATE AFFAIRS.

Committee Room,
Austin, Texas, March 22, 1919.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on State Affairs, to whom was referred House bill No. 180, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do pass.

ATLEE, Chairman.

REPORTS OF COMMITTEE ON APPROPRIATIONS.

Committee Room,
Austin, Texas, March 12, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Appropriations, to whom was referred House bill No. 78, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do not pass, the amount having been included in the miscellaneous appropriation bill reported favorably by the committee.

MENDELL, Vice-Chairman.

Committee Room,
Austin, Texas, March 12, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Appropriations, to who was referred House bill No. 75, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do pass.

MENDELL, Vice-Chairman.

Committee Room,
Austin, Texas, March 22, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Appropria-

tions, to whom was referred House bill No. 114, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do pass, with committee amendments.

PEYTON, Chairman.

Committee Room,
Austin, Texas, March 12, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Appropriations, to whom was referred House bill No. 80, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do not pass, for the reasons that the amounts have been included in the miscellaneous appropriation bill reported out favorably by this committee.

MENDELL, Vice-Chairman.

REPORTS OF COMMITTEE ON ENROLLED BILLS.

Committee Room,
Austin, Texas, March 22, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives:

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 156, "An Act to amend Chapter 1, Section 119, Revised Civil Statutes of Texas, 1911, by adding thereto Articles 6901a, 6901b, 6901c, 6901d and 6901e; fixing the compensation of county commissioners in counties having a population of 30,000 and over; and counties under 30,000 population; providing a method of determining the population; providing that if any part of this act be declared void the same shall

not affect the remaining portions; validating the acts of any commissioners court in heretofore paying the amount of salary provided by any road law; providing that in any suit brought against county commissioners to recover from them salaries heretofore paid them under any special act, that no recovery shall be had beyond the excess of the amount of such salary over the reasonable value of their services; and further providing that no suit to recover such salaries from county commissioners shall be brought unless first authorized by the county judge of the county where such commissioners served; and further providing that no suit shall be brought for the recovery of such salaries from said county commissioners unless filed prior to January 1, 1919; and declaring an emergency."

Have carefully compared same, and find it correctly enrolled, and have this day, at 3:57 o'clock p. m., presented same to the Governor for his approval.

McCOY, Chairman.

Committee Room,
Austin, Texas, March 22, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 105, "An Act to provide that women may vote in all primary elections and nominating conventions in Texas; prescribing qualifications for such voters; providing for registration in cities of 10,000 and over; and declaring an emergency,"

Have carefully compared same, and find it correctly enrolled, and have this day, at 11:55 o'clock p. m., presented same to the Governor for his approval.

McCOY, Chairman.

In Memory
of
Hon. John W. Robbins

Mr. Mendell offered the following resolution:

Whereas, The Hon. John W. Robbins of Travis county, for three terms State Treasurer of this State, and who ably represented Wilbarger county in the Twenty-fourth and Twenty-fifth Sessions of the Legislature, departed this life upon the twenty-first day of March, 1918, and by the untimely death the State has lost a distinguished son, a useful citizen and faithful servant; therefore, be it

Resolved, That we extend to his surviving wife and children our most sincere sympathy in this their bereavement; that a copy of this resolution be forwarded to his wife; that a page of the Journal be set aside and dedicated to his memory, and that when the House adjourns today it do so in honor of this deceased citizen and ex-official.

MENDELL,
FLY,
MURRELL.

The resolution was read second time.

Mr. Mendell moved that the resolution be adopted by a rising vote.

The motion prevailed and the resolution was adopted unanimously.